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CONFIRMATION NO. ATTORNEY DOCKET NO. APPLICATION NO. FILING DATE FIRST NAMED INVENTOR P-5894/1. 9297 10/539.002 06/15/2005 John Dansaert **EXAMINER** 7590 01/25/2008 David W. Highet, VP and Chief IP Counsel **BUI, LUAN KIM** BECTON, DICKINSON AND COMPANY **ART UNIT** PAPER NUMBER 1 Becton Drive, MC 110 3728 Franklin Lakes, NJ 07417-1880 MAIL DATE DELIVERY MODE 01/25/2008 **PAPER** Notice of Abandonment This application is abandoned in view of: 1. The applicant's failure to timely file a proper reply to the Office letter mailed on _ (a) A reply was received on _____ (with a Certificate of Mailing or Transmission date _ _____), which is after the expiration of the period for reply (including a total extension of ____ month(s)) which expired on ___ ____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final (b) A proposed reply was received on ____ rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114). (c) A reply was received on _____ but it does not constitute a proper reply, or a bona the non final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box e below). but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to (d) \(\subseteq \) No reply has been received. 2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85). (with a Certificate of Mailing or Transmission (a) The issue fee and publication fee, if applicable, was received on ____ __), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85). is insufficient. A balance of \$_____ is due. (b) The submitted fee of \$ The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ (c) The issue fee and publication fee, if applicable, has not been recieved. 3. 🖾 Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37). (with a Certificate of Mailing or Trasmission dated (a) Proposed corrected drawings were received on), which is after the expiration of the period for reply. (b) No corrected drawing have been received. 4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants. 5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filling of a continuing application. __ and because the period for seeking 6. The decision by the Board of Patent Appeals and Interference rendered on ___ court review of the decision has expired and there are no allowed claims. 7. The reason(s) below: Petitions to revive under 37 CFR 1.137(a) or (b), or request to withdraw the holding of abandonment under 37 CFR 1.181. should be promptly filed to minimize any negative effects on patent term.

Telephone inquiries should be directed to the Office of Data Management at (571) 272-4200.

Patent Publication Branch Office of Data Management